

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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**FISCAL IMPACT STATEMENT**

**LS 6274**

**BILL NUMBER:** HB 1194

**NOTE PREPARED:** Jan 7, 2010

**BILL AMENDED:**

**SUBJECT:** Public safety officer layoff and reinstatement.

**FIRST AUTHOR:** Rep. Tyler

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:**      **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** Pending

**Summary of Legislation:** This bill:

- (1) provides that the reinstatement rights of a laid off member of a city police or fire department, or a laid off member of a sheriff's department, terminates five years (instead of three years) after the day on which the member's layoff begins;
- (2) allows a member of the 1977 Police Officers' and Firefighters' Pension and Disability Fund (1977 Fund) who is laid off (including a member who was laid off after May 31, 2008, and before July 1, 2010, if, before October 1, 2010, the member repays to the 1977 Fund all refunded contributions) to remain a 1977 Fund member entitled to receive certain disability or death benefits without the member or the department that laid off the member paying contributions;
- (3) provides that a member terminates membership in the 1977 Fund on the earlier of: (A) the date the member's reinstatement rights terminate; or (B) five years after the date the member was laid off;
- (4) allows a member of the sheriff's department who is laid off (including a member who was laid off after May 31, 2008, and before July 1, 2010, if, before October 1, 2010, the member repays the net amount of the member's wages contributed to and returned by the pension trust) to remain an employee beneficiary of the department's pension trust and entitled to receive certain disability or death benefits without the member or the department that laid off the member paying contributions; and
- (5) provides that a member terminates membership in the pension trust of the department that laid off the member on the earliest of: (A) the date the member is hired or rehired by another sheriff's department or law enforcement agency; (B) the date the member's reinstatement rights terminate; or (C) five years after the date the member was laid off.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** *As of the above date, the fiscal analysis of this bill has not been completed. Please contact the Office of Fiscal and Management Analysis for an update of this fiscal impact statement.*

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:**

**Information Sources:**

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